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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/755,108	01/08/2001	Jorg Bruss	027559-039	5345

21839 7590 08/12/2003

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EXAMINER

NGUYEN, TU X

ART UNIT	PAPER NUMBER
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2684

DATE MAILED: 08/12/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

## **DETAILED ACTION**

### ***Election/Restrictions***

1. Restriction to one of the following inventions is required under 35 U.S.C. 121:
  - I. Claims 1-13, 33, 17-19 and 34 drawn to exchanging multi call information between mobile device and network, classified in class 455, subclass 416.
  - II. Claims 14-16, drawn to network routing, classified in class 455, subclass 428.
  - III. Claims 20-23 drawn to mobile equipment storage detail, classified in class 455, subclass 550.
  - IV. Claims 24-25 and 30-32, drawn to mobile equipment communication mode, classified in class 455, subclass 553.
  - V. Claim 26, drawn to network processing communication mode, classified in class 455, subclass 516
  - VI. Claims 27-29, drawn to network equipment storage detail, classified in class 455, subclass 560.
  
2. The inventions are distinct, each from the other because of the following reasons:  
Invention I-VI are related as subcombination usable together. Inventions in this relationship are distinct if it can be shown that (1) the combination as claimed does not require the particulars of the subcombination as claimed for patentability, and (2) that the subcombination has utility by it self or in other combinations ( MPEP § 806.05(c)).  
For example, the claims have separate utility such as a communication between user

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terminals through network on capability of available bearers as disclosed in invention (III) may be used in wireless terminal roaming.

3. Because these inventions are distinct for the reasons given above and have acquired a separate status in the art as shown by their different classification, restriction for examination purposes as indicated is proper.

4. A telephone call was made to Kenneth Leffler on August 6, 2003 to request an oral election to the above restriction requirement, but did not result in an election being made.

Applicant is advised that the reply to this requirement to be complete must include an election of the invention to be examined even though the requirement be traversed (37 CFR 1.143).

5. Applicant is reminded that upon the cancellation of claims to a non-elected invention, the inventorship must be amended in compliance with 37 CFR 1.48(b) if one or more of the currently named inventors is no longer an inventor of at least one claim remaining in the application. Any amendment of inventorship must be accompanied by a request under 37 CFR 1.48(b) and by the fee required under 37 CFR 1.17(i).

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### Conclusion

6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Tu Nguyen whose telephone number is (703) 305-3427. The examiner can normally be reached on Monday through Friday from 8:30 a.m. to 5:00 p.m.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's acting supervisor, MAUNG NAY A, can be reached at (703) 308-7749.

Any inquiry of a general nature or relating to the status of this application should be directed to the Technology Center 2600 Customer Service Office at (703) 306-0377.

**Any response to this action should be mailed to:**

Commissioner of Patents and Trademarks  
Washington, D.C. 20231

**or faxed to:**

(703) 872-9314 (Technology Center 2600 only)

Hand-delivered responses should be brought to Crystal Park II, 2121 Crystal Drive, Arlington, VA., Sixth Floor (Receptionist).

TN

August 6, 2003

